



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
701 S. COURTHOUSE ROAD, SUITE 1001
ARLINGTON, VA 22204-2490

█
Docket No 6426-23
Ref: Signature Date

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Subj: REVIEW OF NAVAL RECORD ICO █
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Ref: (a) Title 10 U.S.C. § 1552
(b) OPNAVINST 7220.14, 24 Dec 05
(c) DoD 7000.14-R FMR Volume 7A, Chapter 18

Encl: (1) DD Form 149 w/attachments
(2) Advisory opinion by OCNO memo 7220 Ser N130C3/23U1142, 21 Sep 23
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject, hereinafter referred to as Petitioner, filed enclosure (1) with the Board for Correction of Naval Records (Board), requesting that his naval record be corrected to show Petitioner was eligible for and received Career Sea Pay Premium (CSP-P) for the period of 10 July 2009 through 17 March 2010.

2. The Board, consisting of █ reviewed Petitioner's allegations of error and injustice on 12 March 2024 and pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, relevant portions of Petitioner's naval record, and applicable statutes, regulations, and policies.

3. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice finds as follows:

a. On 13 December 2005, Petitioner was issued official change duty orders (BUPERS order: 3475) while stationed in █ with an effective date of departure of January 2006. Petitioner's ultimate activity was █ for duty with an effective date of arrival of 16 February 2006 with a projected rotation date (PRD) of November 2009.

b. On 9 March 2006, Petitioner transferred from █ and arrived to █ on 9 March 2006 for duty.

c. On 9 March 2006, Career Sea Pay started in accordance with Petitioner's Leave and Earnings Statement (LES) for the period of 1 – 30 April 2006. Petitioner's Sea Duty Time was 1 month, and 22 days.

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[REDACTED]

- d. On 20 December 2008, Career Sea Pay stopped in accordance with Petitioner's LES for the period of 1 - 31 January 2009. Petitioner's Sea Duty Time was 2 years, 9 months, and 12 days.
- e. On 15 February 2009, Petitioner's Reporting Senior signed an Evaluation Report and Counseling Record (NAVPERS 1616/26) for Petitioner for the period of 22 May 2008 to 15 March 2009 while attached to SSN 768 HARTFORD. This was a Periodic and Regular report.
- f. On 22 April 2009, Career Sea Pay started in accordance with Petitioner's LES for the period of 1 - 31 May 2009. Petitioner's Sea Duty Time was 2 years, 10 months, and 21 days.
- g. On 9 December 2009, Petitioner was issued official modification to change duty orders (BUPERS order: 3219) while stationed in [REDACTED] with an effective date of departure of March 2010. Petitioner's ultimate activity was [REDACTED] for duty with an effective date of arrival of 3 May 2010 with a PRD of May 2013.
- h. On 17 March 2010, Career Sea Pay continued in accordance with Petitioner's LES for the period of 1 - 31 March 2010. Petitioner's Sea Duty Time was 2 years, 9 months, and 12 days. Petitioner's Sea Duty Time was 3 years, 8 months, and 21 days.
- i. On 17 March 2010, Petitioner transferred from [REDACTED] and arrived to [REDACTED] on 30 April 2010 for duty.
- j. In the advisory opinion, attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action. The Board concluded that in accordance with reference (b), CSP Premium begins on the first day of the 37th consecutive month of creditable sea duty in which the member was also entitled to CSP. On 9 March 2006, Petitioner arrived to [REDACTED] for duty. Petitioner's CSP stopped between January 2009 and May 2009. When his CSP restarted, his Sea Duty Time was 2 years, 10 months, and 21 days. Due to the break in CSP, Petitioner was not entitled to CSP-P in March 2009 but rather in July 2009 when he accumulated 36 months of paid sea time.

RECOMMENDATION

That Petitioner's naval record be corrected, where appropriate, to show that:

Petitioner was entitled to CSP-P for the period of 10 July 2009 to 17 March 2010.

Note: The Defense Finance and Accounting Service will complete an audit of Petitioner's records to determine retroactive CSP-P entitlement.

A copy of this Report of Proceedings will be filed in Petitioner's naval record.

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[REDACTED]

4. It is certified that a quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above-entitled matter.

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)), and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of the reference, has been approved by the Board on behalf of the Secretary of the Navy.

4/3/2024

